

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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TRAVELERS PROPERTY CASUALTY
COMPANY OF AMERICA a/s/o Ethical Culture
Fieldston School and Ethical Culture Fieldston

Plaintiff,

-against-

TISHMAN CONSTRUCTION CORPORATION
OF NEW YORK, JOHN CIVETTA & SONS, INC.,
AMBROSINO, DEPINTO, SCHMIEDER
CONSULTING ENGINEERS, P.C., MUNOZ
ENGINEERING & LAND SURVEYING, P.C.,
COOPER, ROBERTSON & PARTNERS, LLP,
and LANGAN ENGINEERING AND
ENVIRONMENTAL SERVICES, INC.

Defendants.
-----X

Case No.: 07 CV 11178

**ANSWER TO TISHMAN'S
CROSS-CLAIMS WITHIN
ITS AMENDED ANSWER**

Judge Assigned:
Stein, J.

Defendant MUNOZ ENGINEERING & LAND SURVEYING, P.C., by its attorneys KAUFMAN BORGEEST & RYAN LLP, as and for its Answer to co-defendant TISHMAN CONSTRUCTION CORPORATION OF NEW YORK.'s cross-claims contained within its Amended Answer to Amended Complaint dated March 17, 2008, states upon information and belief as follows:

AS AND FOR AN ANSWER TO TISHMAN'S FIRST CROSS-CLAIM

FIRST. In answering paragraph 10 of the pleading constituting the First Cross-Claim, Defendant, MUNOZ ENGINEERING & LAND SURVEYING, P.C. denies the allegations contained in paragraph 10 of the pleading constituting the Cross-Claim and respectfully refers all questions of law to the Court.

SECOND. In answering paragraph 11 of the pleading constituting the First Cross-Claim, Defendant, MUNOZ ENGINEERING & LAND SURVEYING, P.C. denies the allegations contained in paragraph 11 of the pleading constituting the Cross-Claim and respectfully refers all questions of law to the Court.

AS AND FOR AN ANSWER TO TISHMAN'S SECOND CROSS-CLAIM

THIRD. In answering paragraph 12 of the pleading constituting the Second Cross-Claim, Defendant, MUNOZ ENGINEERING & LAND SURVEYING, P.C. denies the allegations contained in paragraph 12 of the pleading constituting the Cross-Claim and respectfully refers all questions of law to the Court.

FOURTH. In answering paragraph 13 of the pleading constituting the Second Cross-Claim, Defendant, MUNOZ ENGINEERING & LAND SURVEYING, P.C. denies the allegations contained in paragraph 13 of the pleading constituting the Cross-Claim and respectfully refers all questions of law to the Court.

AS AND FOR AN ANSWER TO TISHMAN'S THIRD CROSS-CLAIM

FIFTH. In answering paragraph 14 of the pleading constituting the Third Cross-Claim, Defendant, MUNOZ ENGINEERING & LAND SURVEYING, P.C. denies the allegations contained in paragraph 14 of the pleading constituting the Cross-Claim and refers to the terms and conditions of any contracts or agreements between the parties and respectfully refers all questions of law to the Court.

SIXTH. In answering paragraph 15 of the pleading constituting the Third Cross-Claim, Defendant, MUNOZ ENGINEERING & LAND SURVEYING, P.C. denies the allegations contained in paragraph 15 of the pleading constituting the Cross-Claim and respectfully refers all questions of law to the Court.

AS AND FOR AN ANSWER TO TISHMAN'S FOURTH CROSS-CLAIM

SEVENTH. In answering paragraph 16 of the pleading constituting the Fourth Cross-Claim, Defendant, MUNOZ ENGINEERING & LAND SURVEYING, P.C. denies the allegations contained in paragraph 16 of the pleading constituting the Cross-Claim and refers to the terms and conditions of any contracts or agreements between the parties and respectfully refers all questions of law to the Court.

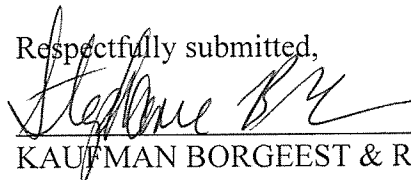
EIGHTH. In answering paragraph 17 of the pleading constituting the Fourth Cross-Claim, Defendant, MUNOZ ENGINEERING & LAND SURVEYING, P.C. denies the allegations contained in paragraph 17 of the pleading constituting the Cross-Claim and respectfully refers all questions of law to the Court.

NINTH. In answering paragraph 18 of the pleading constituting the Fourth Cross-Claim, Defendant, MUNOZ ENGINEERING & LAND SURVEYING, P.C. denies the allegations contained in paragraph 18 of the pleading constituting the Cross-Claim and respectfully refers all questions of law to the Court.

WHEREFORE, answering defendant hereby demands judgment dismissing Defendant TISHMAN's Cross-Claims herein together with the costs, attorney's fees and such other and further relief as this Court may deem appropriate.

Dated: Valhalla, New York
March 18, 2008

Respectfully submitted,



KAUFMAN BORGEESE & RYAN LLP

By: Stephanie B. Gitnik, Esq. (SG2588)

Michael P. Mezzacappa (MM 0757)

Attorneys for Defendant

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CERTIFICATE OF SERVICE

I hereby certify that I have served a copy of the foregoing Answer to Tishman's Cross-Claims Within Its Amended Answer upon following counsel, by placing same in the United States Mail, on this 19th day of March, 2008 and by filing the same electronically with the Court's ECF System:

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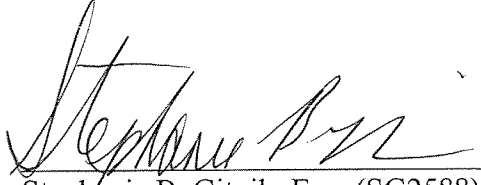
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I certify that the foregoing statements made by me are true. I am aware that if any of the statements made by me are willfully false, I am subject to punishment.

Dated: Valhalla, New York
March 19, 2008


Stephanie B. Gitnik, Esq. (SG2588)